

Application No.: 10/758,260  
Response to Office Action of August 22, 2005

"RESPONSE UNDER 37 CFR 1.116-  
EXPEDITED PROCEDURE EXAMINING  
GROUP 1618"



DOCKET NO: 247792US0X

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

RE APPLICATION OF :  
RYUJI UENO : EXAMINER: FAY, Z. A.  
SERIAL NO: 10/758,260 :  
FILED: JANUARY 16, 2004 : GROUP ART UNIT: 1618  
FOR: METHOD OF TREATING DRY EYE :  
WITH A MACROLIDE COMPOUND

**AMENDMENT**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313-1450

SIR:

In response to the Office Action dated August 22, 2005, please reconsider the application in view of the following amendments and remarks.

**AMENDMENT**

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

The **Basis for Amendment** begins on page 6 of this paper.

The **Remarks** begin on page 7 of this paper.

Docket No. 247792US0X  
IN RE APPLICATION OF: Ryuji UENO  
SERIAL NO: 10/758,260  
FILED: January 16, 2004  
FOR: METHOD OF TREATING DRY EYE WITH A MACROLIDE COMPOUND



AF  
JFW

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:  
Transmitted herewith is an amendment in the above-identified application.

"RESPONSE UNDER 37 CFR 1.116-  
EXPEDITED PROCEDURE EXAMINING  
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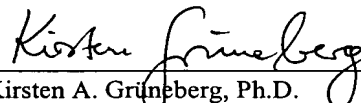
- ☒ No additional fee is required  
☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.  
☒ Additional documents filed herewith: Copy of Form PTO 1449 as filed August 23, 2004

The Fee has been calculated as shown below:

| CLAIMS      | CLAIMS<br>REMAINING |  | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID | NO.<br>EXTRA<br>CLAIMS | RATE      | CALCULATIONS |
|-------------|---------------------|--|---|------------------------|-----------|--------------|
| TOTAL       | 9                   | MINUS  | 23                                      | 0                      | x \$50 =  | \$0.00       |
| INDEPENDENT | 3                   | MINUS  | 6                                       | 0                      | x \$200 = | \$0.00       |
|             |                     | <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS                   |   |                        | + \$360 = | \$0.00       |
|             |                     | TOTAL OF ABOVE CALCULATIONS  |   |                        |           | \$0.00       |
|             |                     | <input type="checkbox"/> Reduction by 50% for filing by Small Entity |   |                        |           | \$0.00       |
|             |                     | <input type="checkbox"/> Recordation of Assignment                   |   |                        | + \$40 =  | \$0.00       |
|             |                     | TOTAL  |   |                        |           | \$0.00       |

- ☐ A check in the amount of \$0.00 is attached.  
☐ Credit card payment form is attached to cover the fees in the amount of \$0.00  
☒ Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.  
☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.  
Norman F. Oblon

  
Kirsten A. Grüneberg, Ph.D.  
Registration No. 47,297

Customer Number  
**22850**

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 05/03)